



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Don Middleton

Application No. : 09/746,354

Filed: December 21, 2000

For: METHOD AND APPARATUS FOR
MANAGING APPLICATIONS AND DATA IN
A MOBILE DEVICE

Examiner : Not Assigned

Art Unit : 2661

**PETITION FEE FOR REVIVAL OF ABANDONED APPLICATION PURSUANT TO 37
CFR 1.17(B)**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Please charge \$1280.00 in payment pursuant to 37 CFR 1.17(m) to
deposit account 50-0270.

Please charge any deficiency in payment, or credit any over
payment, to deposit account 50-0270.

Respectfully submitted,

Thomas R. Weber
Reg. No. 41,547



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JAN 23 2002

OFFICE OF PETITIONS

PETITION FOR REVIVAL OF ABANDONED APPLICATION PURSUANT TO 37 CFR
1.137(B)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicants have not received a "Notice of Abandonment" but recognize the required time limit has been exceeded and abandonment has in fact occurred.

In recent evaluation of our cases and docket, we discovered that we had not received a Missing Parts notification. Upon further investigation, we discovered that in fact we did receive the Missing Parts notification. However, in this case since the Missing Parts notification was attached-to the filing receipt, the notice was filed away without being entered into our docket system. Generally, due to large number of cases we rely on the notice to get the signatures if we have not done so already. Once we get the notice, we then get the application docketed to respond to the notice. The resulting filing receipt appeared unchanged because the notice was attached-to and behind the filing receipt. It is reasonable that a patent assistant or a paralegal handling the mail would assume that all the material received was part of the filing receipt.

As a direct consequence, the above identified application was unintentionally abandoned upon assignee's oversight error. Upon discovering the error in failing to respond to "Notice to File Missing Parts of Nonprovisional Application" assignee has reviewed all U.S. patent application files to identify and correct the problem. Applicants request revival and substantive examination of

the above identified application for decision on the merits of the technical features therein.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Thomas R. Weber".

Thomas R. Weber
Reg. No. 41,547

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JAN 23 2002

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